

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7817

Petition of TracFone Wireless, Inc., for designation)
as an Eligible Telecommunications Carrier for the)
limited purpose of offering Lifeline Service to)
qualifying households)

Order entered: 12/22/2011

PREHEARING CONFERENCE MEMORANDUM

I convened a prehearing conference in this docket on December 19, 2011. Appearances were entered by Megan Ludwig, Esq., for the Vermont Department of Public Service ("Department"), and Mitchell F. Brecher, Esq., ¹ for TracFone Wireless, Inc. ("TracFone"). Also present was Beth Fastiggi for Telephone Operating Company of Vermont, LLC, d/b/a FairPoint Communications ("FairPoint").² Following a brief discussion off the record, the parties agreed upon and proposed a mechanism for moving forward in this proceeding. Pursuant to the parties' proposal, the following initial schedule is adopted for this docket:

DATE	EVENT
December 20, 2011 through February 20, 2012	Informal rolling discovery on TracFone w/14-day response time
January 10, 2012	Motions for Intervention due
January 17, 2012	Responses to Motions for Intervention due

1. Mr. Brecher will be filing a motion to appear *pro hac vice* and is making arrangements to have co-counsel of record that is admitted to practice in Vermont as required by PSB Rule 2.201(C).

2. Ms. Fastiggi indicated that her client had not yet decided whether to seek party status in the proceeding. If party status is ultimately sought, a motion to intervene must be filed per the schedule adopted in this memorandum.

DATE	EVENT
February 21, 2012	Status report due from Department and TracFone, including proposed litigation schedule if necessary
March 15, 2012	Date for filing stipulation with supporting testimony, if any, or prefiled testimony by TracFone

The schedule is consistent with the recommendation of the parties at the prehearing conference with the exception of the due date for the status report. The parties had proposed February 20, 2012, which is a state holiday and the Public Service Board's offices will be closed. Accordingly, the status report will be due no later than February 21, 2012.

SO ORDERED.

Dated at Montpelier, Vermont, this 22nd day of December, 2011.

s/John J. Cotter
John J. Cotter, Esq.
Hearing Officer

OFFICE OF THE CLERK

FILED: December 22, 2011

ATTEST: s/Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)